

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : BLUM et al.
Serial No. : 10/506,416
Confirm. No. : 8449
Filed : May 13, 2004
For : METHOD OF PRODUCING...
Art Unit : 1742
Examiner : N/A
Dated : August 30, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
ATTENTION: Office of Finance - Refund Section

REQUEST FOR REFUND

Sir:

The Deposit Account Statement dated July 2006 for deposit account no. 13-0410 (copy attached) was charged \$450.00 under fee code 1252 in error.

On January 27, 2006 Applicant's attorney filed a Preliminary Amendment in Response to Notification of Defective Response (copy attached) in response to a Notification of Defective Response dated December 30, 2005 (copy attached). This Notification of Defective Response states "Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer.". Therefore, the statutory period expired on January 29, 2006. Please note once again that the Preliminary Amendment in Response to Notification of Defective Response was filed on January 27, 2006. Therefore,

Applicant's attorney believes that the response was filed in a timely manner and no extension fees should have been charged to deposit account no. 13-0410.

A refund of \$450.00 under fee code 1252 is respectfully requested to be credited to deposit account number 13-0410.

Respectfully submitted
for Applicant,



By: _____
John James McGlew
Reg. No.: 31,903
For: McGLEW AND TUTTLE, P.C.

JJM:tf
71396-11

Attached: Deposit Account Statement dated July 2006
copy of Preliminary Amendment... dated January 27, 2006
copy of Notification of Defective Response

DATED: August 30, 2006
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE
IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 13-
0410.